

Equity in Athletics Disclosure Act
Paperwork Reduction Act Submission
Supporting Statement

1. The purpose of this submission is to EXTEND, WITHOUT CHANGE, the existing approval for the Equity in Athletics Disclosure Act (EADA) regulations (34 CFR 668.41, 668.48).

The EADA requires an institution that participates in a title IV, HEA federal student financial assistance program AND has an intercollegiate athletic program to annually prepare a report on athletic participation, staffing, revenue and expenditures by gender, and by men's and women's teams. An institution must make the report available to students, potential students, and the public upon request. An institution is not required to submit the report to the Department.

2. The information is used by prospective student-athletes to help them choose a postsecondary institution. Prospective and current students, and the public, also use the information to assess an institution's commitment to and progress toward gender equity in intercollegiate athletics.
3. Institutions are encouraged to use appropriate information technologies to reduce their burden. For example, the preamble to the final rules explicitly allowed institutions to make the information available electronically to current students (60 Fed. Reg. 61426 (1995)).
4. There is some overlap between these requirements and those with which an institution must comply pursuant to its Program Participation Agreement (PPA) (34 CFR 668.14). Wherever possible, the requirements were made identical.

The Higher Education Amendments of 1998 moved some of the PPA's athletic reporting requirements to the EADA, and amended the EADA (including by requiring institutions to submit EADA information to the Department and requiring the Department to prepare a one-time report on that information to Congress).¹

During the ongoing negotiated rulemaking process, the Department will eliminate any redundancies. The Department also will use the negotiated rulemaking process to consult with institutions affected by the EADA to determine how the regulations should be changed to effect the amendments and the most efficient and least burdensome information collection.

¹The attached version of the EADA is the pre-amendment version, which the current regulations implement.

5. These requirements have no impact on small businesses or entities.
6. Per statute, the information must be collected and disclosed annually.
7. These information collection requirements require no special circumstances.
8. Comments on the Notice of Proposed Rulemaking were solicited pursuant to the Paperwork Reduction Act of 1980 at 60 Fed. Reg. 49161 (1995) and the Paperwork Reduction Act of 1995 at 60 Fed. Reg. 61433 (1995). Also, the Department is using the ongoing negotiated rulemaking process to consult with institutions affected by the EADA and other interested parties to determine how the regulations should be changed to effect the 1998 amendments and to effect the most efficient and least burdensome information collection.
9. There are no payments or gifts to respondents.
10. The EADA and regulations require an institution to disclose the average salaries of head and assistant coaches of men's and women's teams. There are a very small number of co-ed teams. Requiring institutions to report separate averages for coaches of co-ed teams might effectively require the institution to disclose an individual's salary, so the Department allows institutions to include the average salaries of coaches of co-ed teams as a pro-rated portion of the average salaries of coaches of men's and women's teams (60 Fed. Reg. 61432 (1995)).
11. These requirements contain no questions of a sensitive nature.
12. These requirements apply to institutions that participate in a title IV, HEA program AND have an intercollegiate athletic program. There are approximately 1,800 such institutions.

The annual recordkeeping burden is 5 hours per respondent (total of 9,000 hours), and the annual reporting burden is .5 hour per respondent (total of 900 hours). Therefore, the total overall burden is 5.5 hours per respondent (total of 9,900 hours).

The annual cost per respondent is \$110.00 (5.5 hours x \$20.00 per hour). The annual cost for all respondents is \$198,000 (1,800 x \$110.00).

13. There are no costs associated with responding to these requirements other than those detailed in response to Question No. 12.
14. There are no costs to the Federal Government associated with

these requirements.

15. There are no changes.
16. This information collection is not published by the Federal Government.
17. The Department is not seeking to not display the expiration date for OMB approval.
18. There are no exceptions to the certification statement.